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Attorneys for Plaintiff and the Proposed Class

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

SHYRIAA HENDERSON, on behalf of
herself and all others similarly situated,

Plaintiff,

vs.

UNITED STUDENT AID FUNDS, INC.
D/B/A USA FUNDS et al.,

Defendants.

CASE NO. 3:13-cv-1845-JLS-BLM
CLASS ACTION

**DECLARATION OF ALEXIS M.
WOOD IN SUPPORT OF JOINT
MOTION TO AMEND THE
AMENDED CASE MANAGEMENT
CONFERENCE ORDER (DKT. NO.
124)**

Hon. Magistrate Barbara L. Major

1 I, Alexis M. Wood, declare:

2 1. I am a member in good standing of the State Bar of California, and the
3 United States District Court for the Southern District of California. I am an associate at
4 the Law Offices of Ronald A. Marron. I, along with my co-counsel, represent plaintiff
5 Shyriaa Henderson (“Plaintiff”) in the above-captioned action. I have personal
6 knowledge of the facts stated herein, and, if called on to do so, could and would testify
7 competently thereto. I make this Declaration in support of Plaintiff’s Joint Motion to
8 Amend the Case Management Conference Order (Dkt. No. 124).

9 2. Since receipt of this Court’s October 20, 2015 Order, Plaintiff has been diligent in
10 the pursuit of necessary discovery from Defendant’s twenty-five (25) non-party vendors.
11 This has included various meet and confer conferences with counsel for all twenty-five
12 (25) non-party vendors, opposing two motions to quash filed in the Northern District of
13 Illinois (*see* Case No. 1:15-cv-07754) and the Southern District of Indiana (*see* Case No.
14 3:13-cv-1845)¹ and five motions to enforce subpoenas filed in the Southern District of
15 Texas (*see* Case No. 4:15-mc-01378), the District of Massachusetts (Boston) (*see* Case
16 No. 1:15-mc-91370-DJC and Case No. 1:15-mc-91375-FDS), the Northern District of
17 Ohio (*see* Case No. 3:13-cv-1845 JLS BLM) and the District of New Hampshire (*see*
18 Case No. 1:16-mc-00010). On October 2, 2014, this Court granted the parties’ Joint
19 Motion for Plaintiff to File a First Amended Complaint. (Dkt. No. 46.) Plaintiff’s First
20 Amended Complaint was thereafter filed on October 2, 2014. (Dkt. No. 47.) The First
21 Amended Complaint added the Defendants GC Services Limited Partnership, National
22 Enterprise Systems, Inc. and Navient Solutions, Inc., those identified by Defendant USA
23 Funds as having been hired to collect from Plaintiff. On or around October 6, 2014, the
24 Amended Complaint was served on the newly added Defendants, along with
25 simultaneously served interrogatories and requests for production.

26 3. On December 21, 2015, Plaintiff served Plaintiff’s Notice of Deposition of

27 _____
28 ¹ The matter was subsequently transferred to the Southern District of California (*see* Case
No. 3:15-cv-022-JLS-BLM).

1 Defendant's Fed. R. Civ. Proc. 30(b) witness. Plaintiff noticed the deposition for January
2 28, 2016.

3 4. On December 21, 2015, Plaintiff also issued, and thereafter served, a Subpoena for
4 Navient Solutions, Inc. to Testify at a Deposition. This deposition was noticed for
5 February 4, 2016.

6 5. Plaintiff's counsel intended for the depositions to take place after receipt of
7 discovery from all non-party vendors and after rulings from the various jurisdictions in
8 which motions regarding Plaintiff's subpoenas were pending. It was also anticipated by
9 Plaintiff's counsel for the depositions to take place with sufficient time to receive
10 transcripts and finalize Plaintiff's motion for class certification.

11 6. However, the witnesses were not available on the noticed dates, and the parties
12 then negotiated a new schedule. The parties took into account the availability of the
13 witnesses, the counsel involved and the necessary travel; both of the depositions will take
14 place in Indiana.. Thus, Plaintiff's counsel has confirmed availability for February 23
15 and March 8 for the two depositions to take place.

16 I declare under penalty of perjury under the laws of the United States that the
17 foregoing is true and correct.

18 Executed on this 9th day of February, 2016 in San Diego, California.

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20 By: /s/ Alexis M. Wood
21 ALEXIS M. WOOD
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